

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

DONALD R. ALLEN,

Plaintiff,

No. C 12-5011 PJH (PR)

vs.

**ORDER OF DISMISSAL**

DR. MACK,

Defendant.

This case was opened when plaintiff wrote a letter to the court regarding medical care. In an effort to protect his rights, it was filed as a new case. Plaintiff was informed that he had not filed a complaint and was given thirty days to do so. He also was sent a notice that he had not paid the filing fee or applied for leave to proceed in forma pauperis ("IFP"); again, he was allowed thirty days to either pay the fee or file the application. More than thirty days has passed and plaintiff has not filed a complaint or an application to proceed IFP. This case is therefore **DISMISSED** without prejudice. The clerk shall close the file.

**IT IS SO ORDERED.**

Dated: January 7, 2013.



PHYLLIS J. HAMILTON  
United States District Judge

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